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11 Attorneys for Plaintiff,
SIX4THREE, LLC, a Delaware
12 limited liability company

13
14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16

17 SIX4THREE, LLC, a Delaware limited)
liability company,)
18)
Plaintiff,)
19)
v.)
20)
FACEBOOK, INC., a Delaware corporation,)
21)
MEDIA TEMPLE INC., a Delaware)
22 corporation,)
23)
Defendants.)
24)
_____)

Case No. 3:16-cv-06716- JCS

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S *EX PARTE* MOTION
FOR TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE RE PRELIMINARY
INJUNCTION**

1 THIS MATTER comes before the Court on Plaintiff six4three, LLC's ("643") motion for
2 a temporary restraining order. Having reviewed the papers filed in support of and in opposition
3 to this motion (if any), and being fully advised, the Court finds that 643 has demonstrated both a
4 strong likelihood of success on the merits and the possibility that it faces immediate, irreparable
5 injury from Defendants' conduct. Accordingly, 643 is entitled to provisional injunctive relief,
6 and the Court GRANTS 643's motion as follows:

7 1. Upon finding that Plaintiff 643 has carried its burden of showing (a) the
8 possibility of irreparable injury, and (b) the likelihood of success on the merits, this Temporary
9 Restraining Order is granted pursuant to Federal Rule of Civil Procedure 65, and the inherent
10 equitable powers of the Court.
11

12 2. The Court hereby preliminarily RESTRAINS AND ENJOINS Defendants, their
13 agents, servants, employees, attorneys, and all others in active concert or participation with
14 Defendants, from taking any actions that would cause the suspension or shutting down of
15 Plaintiff's website www.facebookappseconomy.com (the "Site") or interfere with Plaintiff's
16 ability to maintain and operate the Site or any related communications regarding the Site.
17

18 3. This Temporary Restraining Order shall take effect immediately and shall remain
19 in effect pending hearing on Plaintiff's motion for preliminary injunction or further order of this
20 Court.

21 4. The Court hereby orders Defendants Facebook and Media Temple to appear in
22 Courtroom ____ of this Court, located at 450 Golden Gate Avenue, San Francisco, CA on
23 _____, 2016, at _____m., or as soon thereafter as the matter may be heard
24 then and there to show cause, if they have any, why Defendants, and each of them, their agents,
25 servants, employees, representatives, assigns, attorneys and all persons acting in concert or
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1 participation with them, should not be enjoined and restrained during the pendency of this action
2 from directly or indirectly engaging in any or all of the activities alleged by Plaintiff.

3 5. The Court hereby orders that copies of the complaint, declaration, memorandum
4 of points and authorities and this Order to Show Cause and Temporary Restraining Order be
5 served on the above-named defendants not later than _____.

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8 DATED this _____ day of _____, 2016 at _____ a.m./p.m.

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11 _____
12 United States District Judge
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